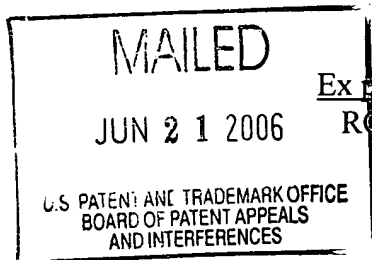


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte MATTHEW J. HOLLIMAN, BOON-LOCK YEO,
ROBERT G. LIU and MINERVA MING-YEE YEUNG

Application No. 09/275,514

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on June 6, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On April 6, 2006, the examiner mailed an Office action rejecting claims 1-32. On March 13, 2006, the examiner entered an Examiner's Answer. On page 3, section (9) of the Answer entitled "Grounds of Rejection," the examiner has failed to properly set forth the rejections on appeal as required by the Manual of Patent Examining Procedure (MPEP) § 1207.02, page 1200-29. Appropriate correction is required.

In addition, the section entitled "Summary of Claimed Subject Matter" is defective because it does not map the independent claims, as required by 37 CFR § 41.37(a)(2)(c)(v) which states:


(v) *Summary of claimed subject matter.* A concise explanation of the subject matter defined each of the independent claims involved in the appeal, which shall refer to the specification by page and line number, and to the drawing, if any, by reference characters. For each independent claim involved in the appeal and for each dependent claim argued separately under the provisions of paragraph (c)(1)(vii) of this section, every means plus function and step plus function as permitted by 35 U.S.C. 112, sixth paragraph, must be identified and the structure, material, or acts described in the specification as corresponding to each claimed function must be set forth with reference to the specification by page and line number, and to the drawing, if any, by reference characters.

Appropriate correction is required.

Accordingly, it is

ORDERED that the application is returned to the examiner to vacate the Examiner's Answer mailed on March 13, 2006, to submit a corrected Examiner's Answer identifying all the grounds of rejection under 35 U.S.C. § 103, particularly claims 1-16 and 19-32, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
DALE M. SHAW
Deputy Chief Appeal Administrator
(571) 272-9797

cc: BLAKELY SOKOLOFF TAYLOR & ZAFMAN
12400 WILSHIRE BOULEVARD
SEVENTH FLOOR
LOS ANGELES CA 90025-1030

DMS:clm